

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

UNIFIED MESSAGING SOLUTIONS, LCC

Plaintiff

v.

CUPID, PLC

Defendant

Civil Action No. 6:12-cv-290

FILED CLERK
U.S. DISTRICT COURT
2012 JUN -6 AM 10:32
TEXAS EASTERN
BY _____

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Cupid, PLC
23 Manor Place,
Edinburg, Midlothian, EH3 7DX,
United Kingdom

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Timothy E. Grochocinski
InnovaLaw PC
1900 Ravinia Place
Orland Park, Illinois 60462
P. (314) 853-8146

Anthony G. Simon
THE SIMON LAW FIRM, P.C.
800 Market Street, Suite 1700
Saint Louis, Missouri 63101
P. (314) 241-2929

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 4/27/12



CLERK OF COURT

David Malen

Signature of Clerk or Deputy Clerk

Civil Action No. 6:12-cv-290

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* AVID LIFE MEDIA, INC.
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

**IN THE UNITED STATES DISTRICT COURT, FOR THE EASTERN DISTRICT OF
TEXAS, TYLER DIVISION**

UNIFIED MESSAGING SOLUTIONS, LLC
PLAINTIFF/PETITIONER

VS.

CUPID. PLC
DEFENDANT/RESPONDENT

CAUSE #: 6:12-cv-290

CERTIFICATE OF SERVICE

This service has been completed in compliance with the Hague Convention on the Service Abroad of Judicial and Extra-Judicial Documents in Civil and Commercial Matters (Done at The Hague November 15, 1965) (Entered Into Force for the U.S. on February 10, 1969). The Certificate of Service attached is also in compliance.



ABC Legal Services, Inc.
633 Yesler Way Seattle, WA 98104
206 521-9000

TRACKING #: 7330028



**ORIGINAL
PROOF OF SERVICE**

THE SIMON LAW FIRM, P.C.
800 MARKET STREET SUITE 1700
ST. LOUIS, MO 63101
877 767 3108

Page 1 of 1

CERTIFICATE

The undersigned authority has the honour to certify, in conformity with article 6 of the Convention,

1) that the document has been served*

the (date) 9 MAY 2012

at (place, street, number) 23 MANOR PLACE

EDINBURGH, EH3 7DX

in one of the following methods authorized by article 5:

☒ (a) in accordance with the provisions of sub-paragraph (a)
of the first paragraph of article 5 of the Convention.*

☐ (b) in accordance with the following particular method.*

☐ (c) by delivery to the addressee, who accepted it voluntarily.*

The documents referred to in the request have been delivered to:

(identity and description of person) "McDERMID"

relationship to the addressee family, business, or other

NOT KNOWN

2) that the document has not been served, by reason of the following facts.*

In conformity with the second paragraph of article 12 of the Convention, the applicant is requested to pay or reimburse the expenses detailed in the attached statement.*

Annexes

Documents returned:

COPY OF REQUEST

Done at EDINBURGH, the 22 MAY 2012

Signature and/or stamp

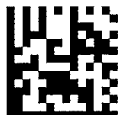
In appropriate cases, documents establishing the service:

ELECTRONIC PRINT - ROYAL

MAIL WEBSITE SHOWING

SIGNATURE AND DELIVERY

AFW
Central Authority for Scotland
Scottish Government
Justice Directorate
St. Andrew's House
Regent Road
Edinburgh EH1 3DG



TRACKING #: 7330028



USM-94 (Est. 11/22/77)

(Formerly OBD-116, which was formally LAA-116, both of which may still be used)

* Delete if inappropriate

**REQUEST
FOR SERVICE ABROAD OF JUDICIAL OR EXTRAJUDICIAL DOCUMENTS**

Convention on the service abroad of judicial and extrajudicial documents in civil or
commercial matters, signed at The Hague, November 15, 1965.

Identity and address of the applicant

**Rick Hamilton
633 Yesler Way
Seattle, WA 98104
United States of America**

Authorized applicant pursuant to public law 97-351 of Feb. 26, 1983
which amended rule 4(c) 2(a) Federal Rules of Civil Procedure

Address of receiving authority

THE SCOTTISH EXECUTIVE JUSTICE DEPT.
CIVIL JUSTICE AND INTERNATIONAL DIVISION
2ND FLOOR WEST, ST. ANDREW'S HOUSE
REGENT ROAD
EDINBURGH EH1 3DG

The undersigned applicant has the honour to transmit-in-duplicate the documents listed below and, in conformity with article 5 of the above-mentioned Convention, requests prompt service of one copy thereof on the addressee, i.e.;

(identity and address)

**CUPID, PLC
23 MANOR PLACE
EDINBURGY
MIDLOTHIAN EH3 7DX
UNITED KINGDOM**

DOB:

Phone:

☒ (a) in accordance with the provisions of sub-paragraph (a) of the first paragraph of article 5 of the Convention.*

☐ (b) in accordance with the following particular method (sub-paragraph (b) of the first paragraph of article 5):*

☐ (c) by delivery to the addressee, if he accepts it voluntarily (second paragraph of article 5).*

The authority is requested to return or to have returned to the applicant a copy of the documents – and of the annexes* – with a certificate as provided on the reverse side.

Hearing Date:

List of documents:

**COMPLAINT; EXHIBITS A-E; A0120; CORPORATE
DISCLOSURE STATEMENT; RETURNED SUMMONS**

Done at Seattle, Washington USA, on May 1 2012

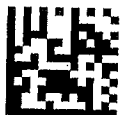
Signature and/or stamp

Rick Hamilton



PFI

PROCESS
FORWARDING
INTERNATIONAL



TRACKING #: 7330028



USM-94 (Est. 11/22/77)

(Formerly OBD-116, which was formally LAA-116, both of which may still be used)

* Delete if inappropriate

SUMMARY OF THE DOCUMENT TO BE SERVED

Convention on the service abroad of judicial and extrajudicial documents in civil or commercial matters, signed at The Hague, November 15, 1965.

(article 5, fourth paragraph)

Name and address of the requesting authority: Rick Hamilton
633 Yesler Way
Seattle, WA 98104
United States of America

Particulars of the parties:

UNIFIED MESSAGING SOLUTIONS, LLC

VS. CUPID. PLC

JUDICIAL DOCUMENT*

Nature of the document:

To give notice to the Defendant of the institution against them of a claim for civil damages, and summon them to answer to the claim.

Nature and purpose of the proceedings and, where appropriate, the amount in dispute:

Plaintiff is seeking to recover civil damages and other relief, amount to be determined in court.

Date and place for entering appearance:*

Defendant has twenty-one days from receipt of the accompanying Summons to make a written appearance, address is noted on the Summons.

Court which has given judgment:*

n/a

Date of judgment:*

n/a

Time limits stated in the document:*

Hearing Date:

EXTRAJUDICIAL DOCUMENT*

Name and purpose of the document:

n/a

Time limits stated in the document:*

n/a



TRACKING #: 7330028



USM-94 (Est. 11/22/77)

(Formerly OBD-116, which was formally LAA-116, both of which may still be used)

* Delete if inappropriate

Justice Directorate
Legal Service Division

Tel: +131-244 2417 Fax: +131-244 4848
Email: alan.finlayson@scotland.gsi.gov.uk



Rick Hamilton
Process Forwarding International
633 Yessler Way
Seattle
WA 98104
United States of America

Our Ref: 2ADH 007/202
22 May 2012

Dear Sir

**HAGUE CONVENTION OF 15 NOVEMBER 1965 ON THE SERVICE ABROAD OF
JUDICIAL AND EXTRAJUDICIAL DOCUMENTS IN CIVIL OR COMMERCIAL
MATTERS**

CUPID PLC

I refer to your request for service of documents on Cupid PLC, 23 Manor Place, Edinburgh, EH3 7DX.

In accordance with the terms of the above Convention, I can confirm that your documents were served personally upon the Defender, all in accordance with the Law of Scotland.

I return a copy of the documents served together with a certificate of service.

Yours faithfully


ALAN FINLAYSON

Justice Directorate
Legal System Division

Tel: 0131-244 2417 Fax: 0131-244 4848
Email: alan.finlayson@scotland.gsi.gov.uk



Cupid PLC
23 Manor Place
Edinburgh
EH3 7DX

DELIVERING
A GAMES LEGACY FOR SCOTLAND

Our Ref: 2ADH 007/202

Date: 8 May 2012

Dear Sirs

**HAGUE CONVENTION OF 15 NOVEMBER 1965 ON THE SERVICE ABROAD OF
JUDICIAL AND EXTRAJUDICIAL DOCUMENTS IN CIVIL OR COMMERCIAL
MATTERS**

UNIFIED MESSAGING SOLUTIONS LLC v CUPID PLC

In accordance with the provisions of the above Convention, I hereby serve upon you the enclosed documents which have been received from the United States of America.

Yours faithfully

AFinlayson
ALAN FINLAYSON



Small & Medium Business

Personal Customers Corporate & Public Sector

Search

Business Delivery Marketing Logistics Discounts & Payment Shop Solutions Advice Tools

Home

Home > Track and trace >

Track and trace

Sending tracked mail

Tracking your mail

Top links

Find a postcode
Postal prices
Shop
Track an item
A-Z
Work for us
Customer service

Delivered

Please enter your 13 character reference
e.g. AA000100019GB
ZJ214841037GB
[How to find your reference number](#)

Track item

Your item with reference ZJ214841037GB was delivered from our WEST EDINBURGH Delivery Office on 09/05/12.
Thank you for using this service.
We can confirm that this item was delivered before the guaranteed time.
The electronic Proof of Delivery for this item is now displayed below.

Electronic Proof of Delivery for your item

Printed Name: MCDERMID

Signature Time: 10:20:00GMT 09/05/12

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important or valuable mail

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TRACKING
important or valuable mail

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My item arrived but the contents were missing
My item arrived damaged
How can I get my item there quicker next time?
Who signed for my item?
What is electronic Proof of Delivery (ePOD)?
What should I see on my ePOD?
I cannot read the ePOD
There are details missing from my ePOD
The intended recipient didn't sign for the item

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 800 232-8854 206 521-9000 fax: 800 734-6859

PROCESS SERVICE INVOICE

Bill To:

THE SIMON LAW FIRM, P.C.
800 MARKET STREET
SUITE 1700
ST. LOUIS, MO 63101

INVOICE #: **7330028**



DATE: May 24 2012

BILL REF:

Account #: 102412

Phone: 877 767 3108

Client Attn:

Order Attn: REBECCA M. NUCKOLLS

AMOUNT DUE : \$0.00

COURT:

IN THE UNITED STATES DISTRICT COURT, FOR THE EASTERN DISTRICT OF TEXAS, TYLER DIVISION
 UNIFIED MESSAGING SOLUTIONS, LLC vs. CUPID. PLC

CASE NAME:

CASE NUMBER:

6:12-cv-290

SERVEE:

CUPID, PLC

HEARING DATE:

PERSON SERVED:

MCDERMID

SERVICE DATE:

May 9 2012 12:00AM **SERVED BY:**

SERVICE ADDRESS:

23 MANOR PLACE EDINBURGY MIDLOTHIAN, EH3 7DX UNITED KINGDOM

DOCUMENTS:

COMPLAINT; EXHIBITS A-E; A0120; CORPORATE DISCLOSURE STATEMENT; RETURNED SUMMONS

SERVICE NOTE

BAD ADDRESS LIST

INVESTIGATION STATUS:

SERVICE PERFORMED	NOTE	RATE
International Services		450.00
		SUB TOTAL 450.00
		PREPAID RETAINER 450.00
		AMOUNT DUE 0.00

Documents are served in accordance with and pursuant to; the statutes or court rules of the jurisdiction in which the matter originates, and/or the statutes or court rules of the state in which service took place, and client instructions. If service was substituted upon another person or left with a person who refused to identify him or herself, it is incumbent upon the client to notify ABC and/or PFI immediately, in writing, if further attempts to serve, serve by mail, or investigate are required.

OFFICIAL PROCESS SERVER TO
 U.S. DEPT. OF JUSTICE AND U.S. STATE DEPT.